

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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TASCHA CIGAN,  
o/b/o J.F.P.,

Plaintiff,

v.

Case No. 3:24-cv-00145

MARTIN O'MALLEY,  
Commissioner of Social Security,  
Defendant.

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TASCHA CIGAN,  
o/b/o T.L.P.,

Plaintiff,

v.

Case No. 3:24-cv-00147

MARTIN O'MALLEY,  
Commissioner of Social Security,  
Defendant.

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TASCHA CIGAN,  
o/b/o W.C.P.,

Plaintiff,

v.

Case No. 3:24-cv-00148

MARTIN O'MALLEY,  
Commissioner of Social Security,  
Defendant.

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ORDER ON THE PARTIES' JOINT MOTION FOR REMAND FOR FURTHER  
PROCEEDINGS PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g)

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Pursuant to the parties' joint motion to remand this action, this Court now, upon substantive review, hereby enters an order under sentence four of 42 U.S.C. § 405(g) reversing the Commissioner's decision with a remand of the cause to the Commissioner

according to the following terms. See *Shalala v. Schaefer*, 509 U.S. 292, 296 (1993); *Melkonyan v. Sullivan*, 501 U.S. 89, 97-98 (1991).

On remand, an Administrative Law Judge (ALJ) will offer Plaintiff the opportunity for a hearing and issue a new decision. The ALJ will reevaluate and articulate whether the claimants' Indian Gaming Regulatory Act trust accounts, both as written at the time of the claimants' application and as amended in August 2023, were resources under the applicable provisions of the Program Operations Manual System (POMS) through the date of the new decision.

SO ORDERED this 29<sup>TH</sup> day of OCTOBER, 2024.

A handwritten signature in black ink, appearing to read "James D. Peterson", written over a horizontal line.

Honorable James D. Peterson  
United States District Court Judge